| UNITED STATES DISTRICT COURT | | |
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| SOUTHERN DISTRICT OF NEW YORK | | |
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| | | 7:08-md-01903 (CLB) (MDF) |
| In re: PepsiCo, Inc., Bottled Water Sales and | : | , , , , , , , , , , , , , , , , , , , , |
| Marketing Practices Litigation | | MDL No. 1903 |
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| This Document Relates to All Actions | • | STIPULATION |
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IT IS HEREBY STIPULATED AND AGREED by and between the attorneys for Plaintiffs, on behalf of themselves and all others similarly situated, and PepsiCo, Inc., The Pepsi Bottling Group, Inc., and Pepsi Bottling Ventures LLC (collectively "the Defendants") that (a) Plaintiffs' time to serve any opposition to Defendants' Motion to Dismiss Pursuant to Fed. R.Civ. P. 12(b)(6) shall be extended to and include August 8, 2008; and (b) the Defendants' time to serve any reply affidavits and memoranda of law shall be extended to and include September 26, 2008.

By:

AGREED and STIPULATED

Attorneys for Defendants PepsiCo, Inc. and The Pepsi Bottling Arbup, Inc.

Louis M. Solomon (LS 7906) Michael S. Lazaroff (ML 0149)

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| AGREED and STIPULATED | | Attorneys for Defendant Pepsi Bottling Ventures LLC |
|-------------------------------------------------------|-----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Toly 25, 2008 Raleigh, NC | Ву: | Donald H. Tucker, Jr.* James M. Parrot (JP 5297) SMITH, ANDERSON, BLOUNT, DORSETT, MITCHELL & JERNIGAN, LLP 2500 Wachovia Capitol Center Raleigh, NC 27602 (919) 821-6681 dtucker@smithlaw.com (*admitted pro hac vice) |
| AGREED and STIPULATED July 25 New York, NY | Ву: | Seth R. Lesser (SR 5560) Andrew P. Bell (AB 1309) LOCKS LAW FIRM PLLC 110 East 55 th Street New York, New York 10022 (212) 838-3333 |
| AGREED and STIPULATED Joly 25, 2008 White Plains, NY | Ву: | Liaison Counsel for Plaintiffs John Aklaster (JK 0953) KLAFTER & OLSEN LLP 1311 Mamaroneck Avenue, Suite 220 White Plains, NY 10605 (914) 997-5656 |
| SO ORDERED: , 2008 | | |
| White Plains, NY | | U.S.D.J. |